

DAC # 12W

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PATENT  
Docket No.: 22193-060500US

Mail Stop: Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

On February 9, 2005

TOWNSEND and TOWNSEND and CREW LLP

By: Deirda D. Arrince

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

STEPHEN CLARK PURCELL

Application No.: 09/919,713

Filed: July 31, 2001

For: METHOD AND SYSTEM TO  
IMPLEMENT AN IMPROVED  
FLOATING POINT ADDER WITH  
INTEGRATED ADDING AND  
ROUNDING

Examiner: Malzahn, David H.

Art Unit: 2124

REQUEST FOR RECONSIDERATION OF  
PATENT TERM ADJUSTMENT UNDER  
§ 1.705(b)

Mail Stop: Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant requests reconsideration of the patent term adjustment indicated in the notice of allowance mailed January 27, 2005. Applicant believes the patent term adjustment to date January 27, 2005 of 645 days determined by the patent office is incorrect.

Presented below is applicant's calculation for the patent term adjustment to date January 27, 2005.

02/15/2005 MAHME2 00000001 201430 09919713

01 FC:1455 200.00 DA

Under section 703(a)(1), the applicant should be accorded 651 days. The relevant dates are September 30, 2002 (14 months after the filing date) and July 12, 2004 (date of the first office action).

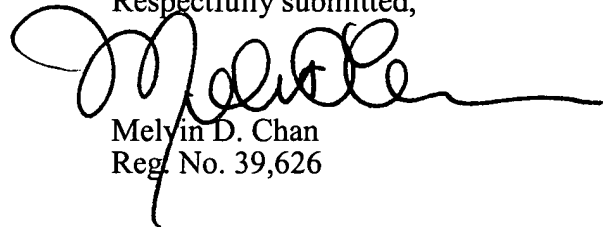
Under section 704(b), the applicant should be accorded -6 days. The relevant dates are October 12, 2004 (3 months after first office action) and October 18, 2004 (date of response to first office action).

Under section 703(b), the applicant should be accorded 180 days. The relevant dates are July 31, 2004 (3 years after the filing date) and January 27, 2004 (date of the notice of allowance). Furthermore, under this section, there will be additional days up to the date the patent issues.

On January 27, 2005, the total patent term adjustment should be 825 days ( $651-6+180$ ), instead of the 645 days provided by the Patent Office.

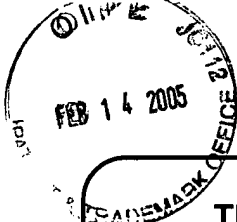
This patent application is not subject to terminal disclaimer.

Respectfully submitted,



Melyin D. Chan  
Reg. No. 39,626

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<b>TRANSMITTAL FORM</b>  <small>(to be used for all correspondence after initial filing)</small>	Application Number	09/919,713	
	Filing Date	July 31, 2001	
	First Named Inventor	Purcell, Stephen Clark	
	Art Unit	2124	
	Examiner Name	Malzahn, David H.	
Total Number of Pages in This Submission	6	Attorney Docket Number	22193-060500US

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Request for Reconsideration of Patent Term Adjustment Under 1.705(b), Return Postcard
<div>Remarks</div> <div>The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Townsend and Townsend and Crew LLP		
Signature			
Printed name	Melvin D. Chan		
Date	February 9, 2005	Reg. No.	39,626

CERTIFICATE OF TRANSMISSION/MAILING			
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Signature			
Typed or printed name	Krista K. Merrimac	Date	February 9, 2005

FEB 14 2005

PTO/SB/17 (12-04)

Effective on 12/08/2004.  
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL

## For FY 2005

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ ) 200

### Complete if Known

Application Number	09/919,713
Filing Date	July 31, 2001
First Named Inventor	Purcell, Stephen Clark
Examiner Name	Malzahn, David H.
Art Unit	2124
Attorney Docket No.	22193-060500US

### METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_

☒ Deposit Account Deposit Account Number: 20-1430 Deposit Account Name: Townsend and Townsend and Crew LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038

### FEE CALCULATION

#### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES Small Entity		SEARCH FEES Small Entity		EXAMINATION FEES Small Entity		Fees Paid (\$)
	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

#### 2. EXCESS CLAIM FEES

Fee Description	Small Entity	
	Fee (\$)	Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
-20 or HP =	x	=				

HP = highest number of total claims paid for, if greater than 20

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
-3 or HP =	x	=	

HP = highest number of independent claims paid for, if greater than 3

#### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x	=	

#### 4. OTHER FEE(S)


Non-English Specification, \$130 fee (no small entity discount)

Other: Request for Reconsideration of Patent Term Adjustment 1.705(b)

Fees Paid (\$)

200

### SUBMITTED BY

Signature		Registration No. (Attorney/Agent) 39,626	Telephone 650-326-2400
Name (Print/Type)	Melvin D. Chan		Date February 9, 2005